

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL NOTE

HB 2482 - SB 2388

February 18, 2020

SUMMARY OF BILL: Requires the Tennessee Bureau of Investigation (TBI) to develop and implement an electronic tracking system for sexual assault evidence collection kits released to a law enforcement agency at the conclusion of a forensic medical examination. Requires law enforcement agencies to notify the victim of a DNA databank match and provide the victim with a copy of the forensic analysis report. Requires the TBI to create a written pamphlet explaining how to access and use the tracking system and the victim's right to receive a copy of the forensic analysis report. Requires the TBI to provide the Judiciary Committees of the General Assembly with an annual report by February 1.

ESTIMATED FISCAL IMPACT:

Increase State Expenditures - \$5,000/FY20-21

Assumptions:

- The Portland Police Bureau (Oregon) developed the Sexual Assault Management System (SAMS) Track Victim Portal, which is an online portal where survivors of sexual assaults can track the progress and status of their Sexual Assault Forensic Evidence (SAFE) kits. This was in response to the 2018 State of Oregon House Bill 4049, which requires law enforcement to give survivors anonymous access to the current status and past progress of their sexual assault kit.
- The SAMS Track Victim Portal was developed in 2018 by the Portland Police Bureau's IT Department in collaboration with the Bureau's Sex Crimes Unit and was made possible and funded by the Sexual Assault Kit Initiative grant.
- According to the representatives of the SAMS Track, it is confirmed that this system is available at no cost for the tracking software or support of the software through 2022. After 2022, the federal grant supporting SAMS Track will expire. At that time additional federal grant funds may be supplied, the control and management of SAMS Track may be given to the nonprofit organization, or each user may be responsible for continuing support.
- Although the software and support are provided free of charge, Tennessee will be responsible for the travel and per diem costs to bring three people from Portland, Oregon to Tennessee for five days to perform installation and training of SAMS Track.
- Based upon current federal rates, the costs would include for lodging (\$223 per night) and per diem (\$61 per full day and \$45.75 per travel day) and an estimated \$500 round-trip airfare price.

- There will be a one-time increase in state expenditures of \$5,000 $\{[(\$223 \times 4 \text{ nights}) + (\$61 \times 3 \text{ full days}) + (45.75 \times 2 \text{ travel days}) + \$500] \times 3 \text{ people}\}$ in FY20-21.
- Preparing and providing the Judiciary Committees of the General Assembly with an annual report by February 1 containing the number of sexual assault evidence collection kits assigned a tracking number, the number of sexual assault evidence collection kits for which forensic testing was completed, the average number of days from assignment of a tracking number to completion of forensic testing, and the number of hold kits received by law enforcement agencies in this state can be accomplished within existing resources
- The TBI can create and distribute a pamphlet utilizing existing resources.
- Law enforcement agencies can notify the victim of a DNA databank match and provide the victim with a copy of the forensic analysis report without an increase in state or local expenditures.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink that reads "Krista Lee Carsner". The signature is written in a cursive, flowing style.

Krista Lee Carsner, Executive Director

/jmg